

Message Text

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PAGE 01 VIENNA 10231 251908Z

ACTION IO-14

INFO OCT-01 EUR-12 ISO-00 ACDA-12 CIAE-00 INR-07 L-03

NSAE-00 NSC-05 EB-08 NRC-05 OES-07 DODE-00

ERDA-05 SS-15 SP-02 FEA-01 /097 W

-----109464 260347Z /61

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FM AMEMBASSY VIENNA

TO SECSTATE WASHDC 4228

INFO USDOE HQ WASHDC

USDOE HQ GERMANTOWN

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USIAEA

DEPT PASS IO/SCT

EO 11652: N/A

PARM, TECH, IAEA, US, CA

SUBJ: EXCHANGE OF NOTES WITH CANADA NOVEMBER 15, 1977

SUMMARY: CANADIAN MISSION HAS PROVIDED TEXTS OF
NOTES EXCHANGED BY USG AND CANADA NOVEMBER 15, 1977.

INTENT OF CERTAIN PROVISIONS ARE UNCLEAR TO MISSION.

ACTION REQUESTED: EXPLANATION. END SUMMARY.

1. IN SECOND PARA OF U.S. NOTE TO CANADA OF NOV 15,
THERE IS REFERENCE TO COMMITMENT BY CANADA AND U.A. TO
INSURE THAT MATERIALS(INCLUDING INTER ALIA SOURCE
MATERIALS AND HEAVY WATER) AND EQUIPMENT TRANSFERRED
PURSUANT TO 1955 COOPERATION AGREEMENT AND 1976 EXCHANGE
OF NOTES, AS WELL AS PRODUCED SNM "ARE SUBJECT TO THE
APPLICATION OF IAEA SAFEGUARDS." NEXT SENTENCE READS
"WHILE SUCH MATERIALS AND EQUIPMENT ARE WITHIN THE USA,
THE USA INTENDS TO IMPLEMENT THIS COMMITMENT PURSUANT
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PAGE 02 VIENNA 10231 251908Z

TO AN AGREEMENT WITH THE IAEA FOR THE APPLICATION OF
SAFEGUARDS IN THE USA."

2. MISSION WOULD APPRECIATE EXPLANATION OF INTENT O

SENTENCE QUOTED ABOVE. BY OPERATION OF ART-ARTICLE
22 OF U.S.-IAEA AGREEMENT FOR IMPLEMENTING U.S. VOLUNTARY

OFFER, APPLICATION OF IAEA SAFEGUARDS TO MATERIAL, ETC.,
IMPORTED FROM CANADA, UNDER U.S. IAEA AGREEMENT
SPECIFICALLY FOR THAT PURPOSE, WOULD BE SUSPENDED
PENDING U.S.-IAEA AGREEMENT
FOR IMPLEMENTING U.S. VOLUNTARY OFFER. LATTER AGREEMENT,
HOWEVER, IN ARTICLE 3(B) REFERS ONLY TO SOURCE OR
SPECIAL FISSIONABLE MATERIAL IN THOSE FACILITIES
IDENTIFIED BY AGENCY (SO-CALLED ANNEX II FACILITIES) AS
BEING "SUBJECT TO SAFEGUARDS" UNDER THAT AGREEMENT. NO
PROVISION IS MADE IN THAT AGREEMENT FOR APPLICATION OF
SAFEGUARDS TO HEAVY WATER OR EQUIPMENT

3. IT MAY BE THAT NO HEAVY WATER OR EQUIPMENT HAS BEEN
OR IS EXPECTED TO BE IMPORTED FROM CANADA PRIOR TO
CONCLUSION OF NEW BILATERAL. WE ARE ALSO UNINFORMED
OF PRESENT IMPORTS FROM CANADA OF SOURCE MATERIAL OR
THOSE EXPECTED DURING PERIOD BEFORE NEW AGREEMENT
EXPECTED TO COME INTO FORCE.

4. MISSION ANTICIPATES QUESTIONS FROM CANADIAN MISSION
WHICH IS AWARE THAT NEGOTIATIONS OF SUBSIDIARY ARRANGE-
MENTS FOR U.S.-IAEA AGREEMENT HAVE BEEN UNDERWAY IN
ANTICIPATION OF EXPECTED ENTRY INTO FORCE OF AGREEMENT
IN CO ING MONTHS. PLEASE ADVISE. STONE

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Message Attributes

Automatic Decaptoning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DIPLOMATIC NOTES, NUCLEAR SAFEGUARDS
Control Number: n/a
Copy: SINGLE
Sent Date: 25-Nov-1977 12:00:00 am
Decapton Date: 01-Jan-1960 12:00:00 am
Decapton Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Format: TEL
From: VIENNA USIAEA
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ISecure: 1
Legacy Key: link1977/newtext/t19771117/aaaaaolo.tel
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Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 24-Nov-2004 12:00:00 am
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Review Exemptions: n/a
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